



Docket No.: 112427.131-US1
(PATENT)

D A C T I O N S
A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Dickory RUDDUCK

Application No.: 10/663978

Confirmation No.: 1951

Filed: September 17, 2003

Art Unit: 3726

For: INTERNAL JIGGING

Examiner: E. Omgbra

HAND DELIVERY

United States Patent and Trademark Office
Customer Service Window, Mail Stop 313(c)
Randolph Building
401 Dulany Street
Alexandria, VA 22314

**PETITION TO WITHDRAW APPLICATION FROM
ISSUE PURSUANT TO 37 CFR § 1.313(c)(2)**

Dear Sir:

Pursuant to 37 C.F.R. § 1.313(c)(2), Applicant hereby petitions to withdraw the above-identified application from issue in order to consider a Request for Continued Examination, filed pursuant to 37 C.F.R. § 1.114. The issue fee in this application was timely paid on September 16, 2005.

A Request for Continued Examination is filed herewith, including an Information Disclosure Statement and Form SB-08. The documents listed on the Form SB-08 were recently cited in a European Supplemental Search Report of co-pending European Application No. 02706519.2, having a common assignee.

Please charge our Deposit Account No. 08-0219 in the amount of \$130.00 to cover the petition fee set forth in 37 C.F.R. § 1.17(h), and in the amount of \$790.00 to cover the fee for a request for continued examination set forth in 37 C.F.R. § 1.17(e).

It is believed that no additional fees are required. If there are any additional charges, or any credits, please apply them to Deposit Account No. 08-0219.

Dated: November 21, 2005

Respectfully submitted,

By L.A. Paquette
Laura A. Paquette

Registration No.: 48,446
WILMER CUTLER PICKERING HALE AND
DORR LLP
399 Park Avenue
New York, New York 10022
(212) 230-8800
Agent for Applicant



Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FEE
Under 37 CFR 1.17(f), (g) & (h)
TRANSMITTAL**

(Fees are subject to annual revision)

Send completed form to:

MS 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/663978-Conf. #1951
Filing Date	September 17, 2003
First Named Inventor	Dickory RUDDUCK
Art Unit	3726
Examiner Name	E. Omgbia
Attorney Docket Number	112427.131-US1

Enclosed is a petition filed under 37 CFR 1.313 that requires a processing fee (37 CFR 1.17(f)), (g), or (h)). Payment of \$ 130.00 is enclosed.

This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Petition), if applicable. For transmittal of processing fees under 37 CFR 1.17(i), see form PTO/SB/17i.

Payment of Fees (small entity amounts are NOT available for the petition fees).

The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 08-0219 :

Petition fee under 37 CFR 1.17(f), (g) or (h) Any deficiency of fees and credit of any overpayments

Enclose a duplicative copy of this form for fee processing.

Check in the amount of \$ _____ is enclosed.

Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

Petition Fees under 37 CFR 1.17(f): Fee \$400 Fee Code 1462

For petitions filed under:

- § 1.53(e) – to accord a filing date.
- § 1.57(a) – to accord a filing date.
- § 1.182 – for decision on a question not specifically provided for.
- § 1.183 – to suspend the rules.
- § 1.378(e) – for reconsideration of decision on petition refusing to accept delayed payment of maintenance fee in an expired patent.
- § 1.741(b) – to accord a filing date to an application under § 1.740 for extension of a patent term.

Petition Fees under 37 CFR 1.17(g): Fee \$200 Fee Code 1463

For petitions filed under:

- § 1.12 – for access to an assignment record.
- § 1.14 – for access to an application.
- § 1.47 – for filing by other than all the inventors or a person not the inventor.
- § 1.59 – for expungement of information.
- § 1.103(a) – to suspend action in an application.
- § 1.136(b) – for review of a request for extension of time when the provisions of section 1.136(a) are not available.
- § 1.295 – for review of refusal to publish a statutory invention registration.
- § 1.296 – to withdraw a request for publication of a statutory invention registration filed on or after the date the notice of intent to publish issued.
- § 1.377 – for review of decision refusing to accept and record payment of a maintenance fee filed prior to expiration of a patent.
- § 1.550(c) – for patent owner requests for extension of time in ex parte reexamination proceedings.
- § 1.956 – for patent owner requests for extension of time in inter partes reexamination proceedings.
- § 5.12 – for expedited handling of a foreign filing license.
- § 5.15 – for changing the scope of a license.
- § 5.25 – for retroactive license.

Petition Fees under 37 CFR 1.17(h): Fee \$130 Fee Code 1464

For petitions filed under:

- § 1.19(g) – to request documents in a form other than that provided in this part.
- § 1.84 – for accepting color drawings or photographs.
- § 1.91 – for entry of a model or exhibit.
- § 1.102(d) – to make an application special.
- § 1.138(c) – to expressly abandon an application to avoid publication.
- § 1.313 – to withdraw an application from issue.
- § 1.314 – to defer issuance of a patent.

Laura A. Paquette
Signature

November 21, 2005

Date

Laura A. Paquette
Typed or printed name

48,446

Registration No., if applicable